[69]

A Yeah.
Q All right.
A All good, man. That's good. It was around November or December. That's right. Football due.
MR. GRAY: Football in Alabama triggers everything.
A Yeah.
Q Okay. Off the record for a moment.
(At which time, there was an off-the-record discussion.)
Q So, it would have been November or December of 2004. So, would it be fair to say, then, that the first time anybody contacted you concerning using your 501(c)(3) for bingo purposes would have been November or December 2004?
A Yeah, when they actually said the word "bingo." But Johnny contacted me first.
Q All right. And when Johnny contacted you, it would have been maybe a month before then.
A Yeah.

[70]

Q All right. All right. In the year 2004, let me -- I want to ask you some questions about Reach One Teach One of America.
A Okay.
Q Let's start in 2000. Do you have any records or any minutes or any notes or anything that will tell a person whose interested in knowing about Reach One Teach One of America what it did during any of those years? And when I say "what it did," I mean as far as scholarships that it gave out or children that it helped or anything like that.
A No. All I did is I taped. We would tape. We've got a tape of it. That's the only thing I've got left, and I had it in my house. You know, I've got -- I had one of the tapes in the box, and I had one of the tapes at home. And I got -- my daughter has my car now, and I actually brought the tape and left it. So, I didn't know if you wanted to see it. But I've got a tape of when -- Because everybody we help, we tape

[71]

them. We let them talk to us and how we correct it and say the things because we're working closely with -- I forgot his name. He's down in the United States Department of Agriculture. I work with him and with ADECA and with the man with the Community Actions here in Tuskegee.
Q Yes, sir. So, you have a tape that will tell us --
A Some things, yes.
Q All right. And when was this tape recorded? Is this a cassette tape or a videotape?
A VHS.
Q Okay.
A It's going to be anywhere between '98 to 2002 or '03, something like that.
Q Yes, sir. All right. So, then let's --
MR. GRAY, JR: If you would, counsel, we would like a copy of the tape.
MR. THOMAS: Okay. Do a discovery request.
MR. GRAY, JR: Well, we already have filed a discovery request.

[72]

MR. THOMAS: For the tape?
THE WITNESS: For the tape?
MR. GRAY: For anything. It's broad enough to include the tape. You can check it and see. If not then...
A I don't think so because I don't think they knew I had it. And actually, I had to locate it.
Q All right. Let me keep going for now, though.
A Okay.
Q Okay. So, that tape will cover individuals that you helped --
A Yes, yes.
Q -- for the period about 1998, you said?
A To 2002. I'm not for sure. I'm not for sure which ones because there's two tapes. I'm not for sure.
Q So, you have two tapes?
A No. One burned in my car, now.
Q All right.
A One burned with the minutes, you know,

[73]

because we -- We call this thing the "go and show." Whatever we did or completed, we would tape it. Most people take pictures and put them in a folder. Well, then, we would just take the camera and tape it.
Q All right.
A We'd tape the stuff.
Q All right. For whatever years it is, it will tell because -- Well, let me ask you this question: As people would talk on the tape, would you ask them or would you state what the date was that they were actually doing the tape or giving the recording?
A I don't think so.
Q No?
A No. But the fact that we're having it if that's what you want to know to see if we're legitimate. You know, it don't make a difference if we're actually helping them.
Q Right.
A There might be some names. We worked with some of the people. Some of them are still around. I think the guy in Shorter might be

[74]

still around. We did some stuff with Mayor Powell.
Q When you say "you think the guy in Shorter is still around," what are you referring to?
A I wrote a 501(c)(3) for him. I write them.
Q Would that have been you doing that --
A I wrote them.
Q -- or would that have been Reach One Teach One?
A Well, Reach One Teach One does it, but, you know, my handwriting. You know, Reach One Teach One don't do anything. But under the auspices of Reach One Teach One, I write 501(c)(3)s.
Q Here's what I'm trying to get you to testify to.
A Okay.
Q If a person wants to know what has Reach One Teach One done, then how can we find out? How can a person objectively determine whether or not your entity is legitimate and actually doing something furthering the purposes that are on its Articles of

[75]

Incorporation?
A Probably if I can go back to Mr. -- I can go down to the United States Department of Agriculture. I can go to Washington D.C. I can go to your Community Actions. I can go to some of the people, Mrs. Willie Powell. I can go to -- Let's see. Even to your present Mayor now. Let's see. Who else? There are some students if we can find out where they are we can go and talk to them. Let's see. Reverend Milton, Doctor Milton, that was at -- where we can find him, Milton in Washington, that was at Butler Chapel.
Q All right.
A Okay. Let me see who else? My wife, she knows this. I should have her on speaker phone.
Q She'll get an opportunity.
A You don't want to tangle with her.
Q All right. So, let's see. With respect to Mayor Willie Mae Powell in Shorter, what has Reach One Teach One done for citizens in Shorter or for the town of Shorter?

[76]

A She was trying to get a -- We wrote, like, a small scenario for her for -- for a building -- to justify being into a building. And the purpose of, you know, why they wanted to be in it or what is the purpose of it. You know, what's the advantageous thing. So, we actually just wrote it for her.
Q When was that?
A Man, probably '99. Might have been 2000. She should know.
Q And what building are you referring to?
A I don't know. You would have to ask her.
Q Did you know at the time?
A No.
Q But you wrote a proposal for helping --
A For the old building. You know, I don't have to see it. If you tell me that we have an old building back behind my house, and we want to blah, blah, blah, blah, blah, I don't need to go look at it. I would write and tell you what you want to -- You tell me what you'd want to use it for. I'll just

[77]

write the purposes of it and what you're trying to do it for.
Q **All right. And so, now, is she or somebody from Shorter on this videotape that you're talking about?**
A No. We didn't get it of her, but she can substantiate that.
Q **All right. So, with respect to Community Actions, when you say "Community Actions," do you mean Macon Russell Community Action?**
A Macon Russell, right here in Tuskegee.
Q **Okay. Okay. The one where Mr. Jim Upshaw is the president, CEO?**
A I would imagine if he is in Macon County.
Q **All right. When did you do something -- When did Reach One Teach One do something for Community Action?**
A Well, there was several people couldn't pay light bills, gas bills, and we went there and actually wrote the money now.
Q **You went there and did what?**
A Get money for the people who couldn't get the lights paid and did not pay lights.

[78]

Q **When did you do that?**
A I can't remember now. I don't remember. I just can't. It wasn't important then to keep dates of when I did this or did that.
Q **Right. Would it have been before this videotape that you had or after the videotape that you say was, perhaps, 2002, 2003?**
A Well, she's on it. So, I still couldn't tell you, but she's on it. The female we helped is on it. So, you know, you'll see her on it. But I can't remember.
Q **All right. Anything else that you've done as far as Community Action?**
A Well, at one time they said they didn't have no money, we wrote Washington. Washington said it wasn't true. They sent us to Montgomery, and Montgomery told us all the amount of money they're giving to Community Action. And we went back and told them what Washington said they had. So, that's how we got the female the money. I forget her name.

[79]

Q **What year was that?**
A Oh, God, man, I don't know. See, you ask me that. Let me tell you something: If you ask me all the zillions of things I did and tell me what year, it wasn't important to me to keep up what year I did this, this, that, or did that. Actually, I'm getting of the age now where I forgot what I did yesterday.
Q **All right. Well, let me ask you about some of these others before you forget that.**
A Okay.
Q **With respect to Mayor Ford, you said that Reach One Teach One had done some things that he could tell us what you did to benefit the people.**
A Yeah. We were in the community, and he knew, you know, some of the things we're doing working with the college kids, writing for grants for the people in Montgomery. If I ever found Pell grants, you know, that we actually didn't know exist, and we wrote and called and talked to the people and had the kids actually put in for the grants.

[80]

Q **Are those people on the tape that you had?**
A They might. But I know a female that we probably helped that might be still here.
Q **All right. When was that?**
A I don't know.
Q **All right. And you say she may still be here. Was she a student at the university?**
A Yeah. It was like before -- That might have been in 2000 because -- Yeah. She was a freshman. I would have to get my wife to find out what's the name.
Q **All right. And you say that Doctor Milton can also tell of some things that Reach One Teach One has done to assist people or things in furtherance of his purposes?**
A Yeah. Because we -- actually, we work with churches too. We write 501(c)(3)s and get the food -- to get -- to start food banks, getting money for that.
Q **He hadn't been in Tuskegee for over five or six years, has he?**
A Well, I think it's been going since ten years. And when I was standing in front of

[81]

him, he was here.
Q All right. Do you have anything in writing on anything that you did concerning for the chapel church --
A No.
Q -- or people that you assisted?
A No.
Q Now, for the year 2004, are you able to tell the Court specifically what Reach One Teach One of America, Inc., did in furtherance of its corporate purposes during that year?
A 2004. Probably did a lot of things. I can't recollect, you know, one thing we did in 2004.
Q What about for 2005?
A 2005, we did. I would have to -- You know what? I wish I could put my wife on speaker phone because she --
MR. THOMAS: You can't do that.
A She knows. She keeps up with this stuff. I don't know.
MR. THOMAS: Answer to the best of your ability.

[82]

Q Would it be fair to say that your wife, who is the vice-president of Reach One Teach One of America, would be the one who would be most knowledgeable concerning the activities of Reach One Teach One?
A No. She gives the clinic. And some things, she just remembers more than I do because they're not that important, you understand, other than just helping. See, the purpose of you is to try to find out if I'm legitimate. When I was doing it, I wasn't thinking that anybody would come back and say, well, you've got to remember what you did this day and remember what you did that day. Remember what you did this year, blah, blah, to prove that you are somebody or prove that you are legitimate.
No. All I know is I've got a 501(c)(3). We're legitimate. We've been working in the community, and you just have to draw it from there.
Q All right. We don't have the names or specific instances other than what you've

[83]

able to --
A That's it. That's it.
Q Okay. All right. What about for the year 2006?
A No.
Q When you say "no," what do you mean?
A Other than what we did with the schools. Not with the schools, with the two day care centers, with the other small entities.
Q All right. What did you do with the two day care centers in 2006? Strike that.
What two day care centers did Reach One Teach One of America benefit?
A Little Treasures and Jessie Tatum's wife. I don't know what the name of her thing is.
Q All right.
A Do you know Jessie Tatum?
Q Yes.
A Okay.
Q So, what did you do?
A We gave them two thousand ($2,000) dollars each.
Q All right. That's in 2006?

[84]

A That's in March, in March.
Q Oh, that's this same money?
A Yes, same money.
Q This money returned is the two thousand ($2,000) dollars?
A Yes, yes, yes.
Q So, really you didn't do anything because all the money was returned; is that correct?
A No. I just said I gave them the money. See, your mind is boggled up with school. I said Little Treasures Day Care Center.
Q Did Little Treasures Day Care Center negotiate the check that was given to it?
A They kept the check. They spent it.
Q All right. Okay. And what about the other day care center?
A They spent it.
Q All right. Now, did you take a picture giving them any money?
A Yeah. You saw it in the paper.
Q You did take a picture?
A Yes. You saw it in the paper.
Q So, you thought it was important at that

[85]

time so that people would know that you did that?

A Any time you do anything with a 501(c)(3), you do it with paperwork or you promulgate it in the papers. Even if I did -- if I never got one from anybody, whatever money I get, they do it. You know, you see the big checks when they do it in all the papers, the 501(c)(3)s that they're giving money.

Q So, then, in 2005, what did you do in 2005 that's in the newspaper?

A Nothing.

Q Nothing?

A Uh-uh (negative response).

Q 2004, is there anything that would show us such as newspaper articles or newspaper pictures where Reach One Teach One is doing something for some people that it said was --

A Yeah, well --

Q -- created to help?

A 2003, 2004, you might check the Tuskegee News because I think we did that other than

[86]

taking the pictures. You know, it's -- it's the nonprofit prerogative whether they promulgate it that way or actually just keep a record of it. But I do it regardless, you know, or try to actually show the public what's happening.

Q All right. Now, let's move on to bingo. Do you have or does Reach One Teach One have any experience in operating a bingo facility?

A No, we haven't.

Q All right. But you're familiar with Macon County Greyhound Park, aren't you?

A Yes.

Q And Victoryland?

A Yeah.

Q Have you ever been to Victoryland?

A No.

Q Never been?

A No.

Q All right. Do you know whether your wife has ever been?

A No.

[87]

Q It's odd to hear a person from Macon County say they have never been. Why haven't you been?

A I have no need to gamble.

Q Okay. So, you haven't been to Victoryland because you have no need to gamble?

A That's exactly right.

Q All right. Do you have any religious objection to other people gambling?

A No, I don't. I don't. That's prejudging people. You know, like I just told you, and I gave you the scriptures to support it.

Q Okay.

A You know, whatever they do, you know, let God judge them, not me.

Q Okay. You did call it a sin, though.

A Well, because God calls it a sin.

Q That wouldn't be prejudging.

A Well, I'm not -- Let God be the judge. That's James 4:10.

Q Now, what is "Be Ye Holy Ministries."

A Be Ye Wholly Ministries is a compactor of -- which I preach from. And that started from

[88]

Leviticus 20:7 when God said, "Be ye holy for I am holy."

Q Uh-huh (positive response).

A So, in order -- if you look at my -- all the things we do, we do also preaching. We go and preach at certain places. And when we preach, they call us under "Be Ye Holy Ministries."

Q All right. Is that a part of Reach One Teach One of America?

A It's a compactor, but it's not -- it's just like a subdivision. It's not bona fide 501(c)(3). It's just a ministry.

Q All right. Let me ask you this question about Reach One Teach One of America. Who are your current officers?

A My wife.

Q And what's her position?

A She's the vice-president, which is also equals treasurer.

Q Okay. Vice-president and treasurer?

A They're the same thing. The vice-president is always the treasurer. Me, president.

[113]

everything. I haven't got it incorporated, but I just told her, if we get money, then I can also put it down to her, and she can go out in the community.
Q Which daughter is that?
A That is Y'Jori.
Q Does Reach One Teach One have any bank accounts other than the one at Maxwell Air Force Credit Union?
A Yes.
Q And where are they?
A There's one in Tallahassee.
Q At what bank in Tallahassee?
A Florida Commerce.
Q Approximately how much money does Reach One have in the bank at Florida Commerce in Tallahassee, Florida?
A Now?
Q Now.
A Probably a negative two ($2) or three ($3) dollars.
Q All right. Let's say in July of 2006, how much did it have?

[114]

A I'd have to check it. Maybe two thousand ($2,000), maybe.
Q Maybe two thousand ($2,000) dollars?
A Uh-huh (positive response). Maybe.
Q All right. And what happened -- You say in July -- last month it had two thousand ($2,000) dollars.
A Oh, last month of July. Oh, man, my head -- No, no, it didn't have that.
Q How much did it have in there last month?
A I have no idea. You know what I need to do? I need to go back to the records. If you want to see them, I'll just ask Reatha to print them for me and just give them to you and let you look at them.
Q Approximately how much would you say it had?
A In July?
Q Right. Last month.
A Oh, last month? Yeah, minus two ($2) dollars. I just said that.
Q Okay. Well, let me -- I'm trying to get to a point in time when it had more than minus two ($2) dollars.

[115]

A It's been up to ten ($10,000) or fifteen ($15,000) dollars.
Q All right. So, let's go back to January of 2006 and let me ask about Reach One Teach One in Florida. In your account in Florida, how much money, if any, did Reach One Teach One have in its bank account in January 2006?
A Maybe five ($500), six ($600) to twelve hundred ($1,200) dollars.
Q Twelve hundred ($1,200) dollars?
A Maybe. I'm not for sure. I can't. You know, I just don't keep up with things like that.
Q What has Reach One Teach One done in Florida in furtherance of its corporate purpose?
A But what would that have to do with Macon County?
Q I'm asking you a question.
A But I don't understand why what I do in Florida has to do with you here in Alabama.
Q Everything Reach One Teach One does or claims to do is important to this lawsuit.

[116]

A Oh, I see what you're saying.
Q Thus far, we haven't seen anything other than two pictures that you've told us about, four thousand ($4,000) dollars. And since you've just told me that you had twelve hundred ($1,200) dollars in January, maybe you had twelve hundred ($1,200) --
A Maybe.
Q -- and now you have negative two ($2) dollars, then we're trying to find out whether this went to help any people in accordance with your corporate purposes as set forth in your articles.
A Yes, we have.
Q Well, that's what I'm asking.
A Yes, we do, and, yes, we have.
Q Okay. What?
A We help people with the lights. We help people with -- if the kids need clothing, if the kids need shoes.
Q Do you have any written documentation of Reach One Teach One doing anything along those lines in the year 2006?

[129]

had.
Q What's the name of the church?
A It's a Lutheran church. I forget the name of it. It's just Lutheran.
Q Is it the only Lutheran church in Lawrenceville, Georgia?
A It's not in Lawrenceville. It's in Columbus, Georgia.
Q Columbus? Okay. Is it the only Lutheran church in Columbus, Georgia?
A I don't know how many Lutheran churches are in Columbus, Georgia. He had a Lutheran church in Columbus, Georgia.
Q Okay.
A But he lived in Lawrenceville, so we used that particular address.
Q All right. At that time, did you live in Columbus, Georgia?
A No.
Q Did you use the Columbus, Georgia, address for this purpose?
A Yes, yes.
Q For what purpose?

[130]

A For the 501(c)(3) of the church.
Q All right. I think I asked -- I know that I asked you about bank accounts --
A You sure did.
Q -- in Alabama and Florida. Does Reach One Teach One currently have a bank account in the State of Georgia?
A No.
Q Have you ever had a bank account in the State of Georgia?
A No.
Q Has it ever had any other bank accounts other than the two that you have --
A No.
Q -- mentioned earlier? Does Reach One Teach One have any assets?
A Now?
Q Now.
A No.
Q Did it have any assets in January of 2006?
A Assets?
Q Anything.
A Buildings, cars?

[131]

Q Buildings, cars, personal property, real property, money in the bank, CDs, stocks?
A No, no, we can't do that. What we did I had -- What I did is -- have given several cars away, vehicles.
Q From Reach One Teach One?
A From Reach One Teach One for people who needed cars to go to work.
Q All right. When is the time most recently that you did that?
A Oh, man. Let's see. '98, 2001. Well, we're getting ready to give away one now. But I can't recollect. You know, it's one -- they're on the tape. I know one of the females I gave -- a couple I gave cars to are on the tape.
Q On the tape.
A Yeah.
Q All right. So, this would be something that happened before 2002 or 2003.
A Well, some of them I did in Alabama and in Georgia. Because right now, I got a '98 Mercedes and four or five other cars, and I

[132]

just give them. You know, I give them away.
Q All right. But there's nothing in writing, though. So, there's nothing on that tape that's going to show us anything --
A Yes, yes.
Q -- post 2003. I mean, after 2003.
A I'd have to look at it, man. I know one we did 1996 to whatever this one started. Then we had the other one. I don't know. I'd have to look at it. I really don't know. And I have -- my TV has where the time, date stamp on it, so I'd have to put it into my TV and find out what the time date stamped on it.
Q All right. Now, on these cars that you're getting ready to give away, are these cars titled in -- Well, you say you're getting ready to give one particular one away.
A Uh-huh (positive response).
Q All right. What car is it that you're getting ready to give away?
A Well, this might be a Plymouth Breeze. And the procedures I use, actually, when it's my

[205]

There will be a certain amount.
Q **How much?**
A I don't remember. You keep asking me, and I'm telling you that's not important to me. Again, I don't remember.
Q **All right. Now, what's the -- Does Reach One Teach One intend to be the only charity operating bingo at this facility if Macon County Investments gets a license?**
A I can only speak for Reach One Teach One. How would I know who else would come on the board?
Q **Would you be opposed to other charities?**
A Why should I be? No.
Q **Do you understand or do you think that Reach One Teach One under your agreement will receive money every week from Macon County Investments?**
A I think that's what was spoke to me. Again, I think, man. I think maybe he said it, you know, but, again, it wasn't that important.
Q **All right. You said that you have an individual bank account in Utah, and you**

[206]

**said Centennial Bank, but I didn't ask you what city. What city in Utah?**
A Ogden.
Q **Ogden? All right. Do you have an individual bank account or bank accounts in Tallahassee, Florida?**
A Yeah, Reach One Teach One.
Q **All right. Do you?**
A Yeah, I have a savings there.
Q **All right. At what bank?**
A Florida Commerce.
Q **Florida Commerce? The same bank that Reach One Teach One has an account?**
A Yeah, I opened one. I was going to buy a vehicle. In order for me to buy a vehicle, I had to open an account. So, I opened an account there. So, what I did, I had to open an account there for the vehicle. But I changed my mind. I didn't go through Florida Commerce, I went through Alabama Exchange. So, I'm actually going to dissolve that account.
Q **All right. And does your wife also have an**

[207]

**individual account in Florida?**
A No.
Q **No?**
A No.
Q **All right. Did you say you dissolved your account at Florida Commercial.**
A I'm going to dissolve it, the one at Florida Commerce because, see, in order to buy a car --
Q **You said you're going to?**
A Yeah.
Q **But it's still there right now?**
A Yeah.
Q **All right.**
A It's still there.
Q **And Reach One Teach One has an account there.**
A Yeah, they have had one there since we've been there.
Q **Does Reach One Teach One have one -- Does it -- I know it has one at Maxwell --**
A Maxwell.
Q **-- Air Force. Does it have one in Macon**

[208]

**County?**
A No. Because the one in Macon County, I've got to pay for it. And since I'm military, I get it for free.
Q **All right. What -- This fire that you say -- When your car caught fire, what records concerning Reach One Teach One did you lose?**
A We had some of the tapes there, some of the cassettes. All of our minutes because we keep them in the book. And actually, we was getting ready to do something in Florida. So, I had put the minutes there, and we were writing them.
So, we were coming in from Auburn and the whole car burned. It actually started at the bottom. And from the time I drove from where the -- coming down the hill where the baseball field is and drove it to the fire department, which took me 20 minutes to get up. Before they got there, the car burned up.
Q **Nobody was in there when it actually --**

[205]

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[206]

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[207]

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Q **Nobody was in there when it actually --**

[105]

Q All right. And you receive a monthly statement?
A I think it's every quarter.
Q Quarterly? All right. So, then the quarterly statement that would follow that particular date would have that deposit?
A It should.
Q And would it have a copy of the check?
A I'm pretty sure they would.
Q All right. And what was the amount of that check?
A Ten thousand, five hundred ($10,500).
Q All right. And of that ten thousand, five hundred ($10,500) you attempted to distribute -- As a matter of fact, you did deliver some checks.
A Yes.
Q All right. And you delivered how much?
A Ten thousand ($10,000).
Q Delivered ten thousand (10,000) dollars.
A Uh-huh (positive response).
Q Two thousand ($2,000) for three of the public schools in Macon County?

[106]

A No.
Q Not two thousand ($2,000) each?
A You've got the letter where the public schools gave the money back.
Q Yeah, and you said no. So, I'm asking you isn't it true that you did checks for three schools in Macon County --
A Yes, yes.
Q -- in the sum of two thousand ($2,000) dollars each?
A Yes. That's yes.
Q All right. And you also did some other checks.
A Yes.
Q Was it at the same time, or was it later?
A Same time.
Q All right. And one was for Little Treasures Day Care?
A Uh-huh (positive response).
Q Is that yes?
A Yes.
Q And the other was for another day care.
A Yes.

[107]

Q Whose name you can't recall right now.
A Jessie Tatum's wife.
Q All right. But you just can't remember the name right now.
THE WITNESS: Do you know her? She's right down there next to the --
MR. GRAY, JR: He's further away than you from having the child in day care.
MR. GRAY: He can tell you more about day care than I can.
A It's right down there on the Montgomery Highway right across from Bibb Street.
Q I'm just trying to get you to tell us. That's all.
A What's the name of that? Do you remember that?
Q That's what I'm asking you.
A I don't know.
Q That's okay. But as far as that, you wrote a check for two thousand ($2,000) dollars to that day care.
A Uh-huh (positive response).

[108]

Q All right. Yes?
A Yes.
Q Okay. And you didn't get that check back. They spent it.
A Yes.
Q All right. Now, with respect to the six thousand ($6,000) dollars because you did get three checks back, right?
A Yes.
Q All right. Now, with that money, it went back to Frank Thomas.
A And why they did it, I have no idea.
Q All right. Did Frank Thomas -- Did Macon County Investments then deposit that back into your account?
A Exactly. Yes.
Q All right. So then, Reach One Teach One benefitted to the tune of six thousand, five hundred ($6,500) dollars; is that correct?
A They redeposited six thousand ($6,000).
Q All right. So, of that ten thousand, five hundred ($10,500) dollars, four thousand ($4,000) was distributed to day cares and